

RECEIVED  
CENTRAL FAX CENTER

Docket No. (AMENDED): 76897-018CIP3

MAR 26 2007

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: BORIS MASLOV, et al. ) Confirmation No: 4040  
Application No.: 10/736,896 )  
Filed: DECEMBER 17, 2003 ) Group Art Unit: 2837  
Examiner: COLON, S.

For: IN-WHEEL ELECTRIC MOTORS

United States Patent and Trademark Office  
Customer Service Window, Mail Stop AMENDMENT  
Randolph Building  
401 Dulany Street  
Alexandria, Virginia 22314

PAYMENT OF DEFICIENCY UNDER 37 C.F.R. 1.28(C) AND  
NOTIFICATION REGARDING CHANGE IN STATUS

Sir:

This is a notification of a change in status filed pursuant to 37 CFR § 1.28(c). Small entity status is no longer claimed as of August 1, 2006.

The RCE, three-month extension and additional independent claims that was filed on October 30, 2006, was improperly paid as small entity in the amount of \$1,205.00. The patent owner hereby provides notice under 37 CFR § 1.28(c) that the RCE, three-month extension and additional independent claim fees that was filed on October 30, 2006, was improperly paid as small entity in the amount of \$1,205.00, where small entity status had been properly established but is no longer appropriate, and requests that this matter be treated under 37 CFR § 1.28(c).

Accordingly, pursuant to 37 CFR § 1.28(c)(2), the Commissioner is hereby authorized to deduct the deficiency owed (totaling \$1,205.00 which is \$395.00 for the additional RCE application fee ; \$510.00 for additional three-month extension fee and \$300.00 for additional independent claim fee under large entity status) for this previous fee erroneously paid as a small entity from Deposit Account 50-3840. The undersigned believes no additional fees are due upon submission of this paper. However, if any additional fees are due (i.e., more than \$1,205.00), the Commissioner is hereby authorized to deduct them from Deposit Account No. 50-3840. A Fee

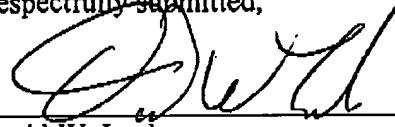
03/27/2007 AWONDAD1 00000028 503840 10736896

01 FC:1801	790.00	DA
02 FC:1201	600.00	DA
03 FC:1253	1020.00	DA

Docket No. (AMENDED): 76897-018CIP3  
Application No. 10/736,896  
Page 2 of 2

Transmittal Form authorizing this payment is included with the present filing. By payment of this deficiency, notification is provided of loss of entitlement to small entity status under 37 CFR §1.27(g)(2), pursuant to 37 CFR § 1.28(d).

Respectfully submitted,

  
\_\_\_\_\_  
David W. Laub  
Attorney for Applicant  
Reg. No.: 38,708

Customer No. 61263

Date: March 26, 2007  
Patent Administrator  
**Proskauer Rose LLP**  
1001 Pennsylvania Avenue, NW  
Suite 400  
Washington, DC 20004  
Telephone: 202.416.6800  
Facsimile: 202.416.6899  
CUSTOMER NO: 61263

RECEIVED  
CENTRAL FAX CENTER

PROSKAUER ROSE LLP MAR 26 2007

1001 Pennsylvania Avenue, NW  
Suite 400 South  
Washington DC 20004-2533  
Telephone 202.416.6800  
Fax 202.416.6899

NEW YORK  
LOS ANGELES  
BOSTON  
BOCA RATON  
NEWARK  
NEW ORLEANS  
PARIS

CUSTOMER NO: 61263

Date March 26, 2007 Attorney Docket No. 76897-018CIP3

Fax Transmittal

Total Pages (Including Cover) 6

From	David W. Laub/Susan F. Mahon	
Sender's Voice Number	202.416.5847/202.416.5820	Sender's Room Number DC
Sender's Email Address	dlaub@proskauer.com; smahon@proskauer.com	Main Fax Number 202.416.6899

**OFFICIAL COMMUNICATION**

**AUTHORIZATION TO DEBIT DEPOSIT ACCOUNT 50-3840 FOR \$1,205.00 FEES TO  
COVER DEFICIENCY IN PAYMENT OF ISSUE FEE**

RE: U.S. Application No. 10/736,896  
Filing Date: DECEMBER 17, 2003  
First Named Inventor: BORIS MASLOV, ET AL.  
Art Unit: 2837  
Examiner: COLON, S.

**SUBMITTED PAPERS:**

- CERTIFICATE OF TRANSMISSION UNDER 37 CFR 1.8 FORM PTO/SB/97 (1 page)
- TRANSMITTAL FORM PTO/SB/21 (1 page)
- FEE TRANSMITTAL FORM PTO/SB/17 (1 page)
- PAYMENT OF DEFICIENCY AND NOTIFICATION REGARDING CHANGE IN STATUS (2 pages)

**Confidentiality Note:** This message is confidential and intended only for the use of the addressee(s) named above. It may contain legally privileged material. Dissemination, distribution or copying of this message, other than by such addressee(s), is strictly prohibited. If you have received this message in error, please immediately notify us by telephone and return the original to us at the address above. We will reimburse you for the cost of the telephone call and postage. Thank you.

RECEIVED  
CENTRAL FAX CENTER

MAR 26 2007

PTO/SB/27 (09-04)

Approved for use through 07/31/2008. OMB 0651-0031  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Certificate of Transmission under 37 CFR 1.8

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office

on March 26, 2007

Date



Signature

David W. Laub

Typed or printed name of person signing Certificate

38,708

202-416-6800

Registration Number, if applicable

Telephone Number

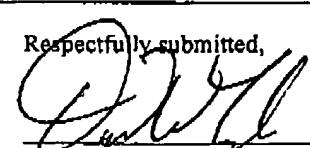
Note: Each paper must have its own certificate of transmission, or this certificate must identify each submitted paper.

**IDENTIFIED SUBMITTED PAPERS RE: APPLN NO. 10/736,896:**

- TRANSMITTAL FORM PTO/SB/21 (1 page)
- FEE TRANSMITTAL FORM PTO/SB/17 (1 page)
- PAYMENT OF DEFICIENCY UNDER 37 CFR 1.28(C) AND NOTIFICATION REGARDING CHANGE IN STATUS(2 pages)

This collection of information is required by 37 CFR 1.8. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 1.6 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

<b>FEE TRANSMITTAL FY 2007</b>		<i>Complete if Known</i>		<b>RECEIVED CENTRAL FAX CENTER</b>
		Application Serial No.	10/736,896	
		Filing Date	DECEMBER 17, 2003	
		First Named Inventor	BORIS MASLOV, ET AL.	
		Group No.	2837	
		Examiner Name	COLON, S.	
Confirmation No.	4040			
<b>METHOD OF PAYMENT</b>		<b>FEE CALCULATION (continued)</b>		
<input checked="" type="checkbox"/> Payment Enclosed: <input type="checkbox"/> Check <input type="checkbox"/> Money Order <input checked="" type="checkbox"/> Other		<b>4. ADDITIONAL FEES</b> Large Entity      Small Entity		
<input checked="" type="checkbox"/> The Commissioner is hereby authorized to credit or charge any fee indicated below for this submission to Deposit Account No. 50-3840 <input checked="" type="checkbox"/> Required Fees (copy of this sheet enclosed). <input checked="" type="checkbox"/> Additional fee required under 37 CFR 1.16 and 1.17. <input checked="" type="checkbox"/> Overpayment Credit.		Fee (\$)	Fee (\$)	Fee Description
		130	65	Surcharge - late filing fee or oath
		50	25	Surcharge - late provisional filing fee or cover sheet
		130	130	Non-English specification
<input type="checkbox"/> Applicant claims small entity status.		2,520	2,520	Request for ex parte re-examination
		120	60	Extension for reply within 1 <sup>st</sup> mo.
		450	225	Extension for reply within 2 <sup>nd</sup> mo.
		1,020	510	Extension for reply within 3 <sup>rd</sup> mo.
		1,590	795	Extension for reply within 4 <sup>th</sup> mo.
		2,160	1,080	Extension for reply within 5 <sup>th</sup> mo.
		500	250	Notice of Appeal
		500	250	Filing a brief in support of an appeal
		1,000	500	Request for oral hearing
		400	0	Petitions to the Director
		180	180	Submission of IDS
		790	395	Filing a submission after final rejection (37 CFR 1.129(a))
<b>Small Entity Discount</b>				
<b>1. TOTAL</b>				
<b>2. EXCESS CLAIM FEES</b>		Fee	Small Entity Fee (\$)	
Each claim over 20 or, for Reissues, each claim over 20 and more than in the original patent		50	25	
Each independent claim over 3 or, for Reissues, each independent claim more than in the original patent.		200	100	
Total Claims	Extra Claims	Fee Paid (\$)		
- 20 or HP =		x \$	=	
HP = highest number of total claims paid for, if greater than 20				
Indep. Claims	Extra Claims	Fee Paid (\$)		
- 3 or HP =		x \$	=	
HP = highest number of total claims paid for, if greater than 3				
Multiple Dependent Claims	Fee (\$)	Small Entity fee (\$)	Fee Paid (\$)	
	360	180		
<b>2. TOTAL:</b>				
<b>3. APPLICATION SIZE FEE</b>				
If the specification and drawing exceed 100 sheets of paper, the application size fee due is \$250 (\$125 for small entity) for each additional sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).				
Total Sheets	Extra Sheets	Additional 50 or fraction thereof	Fee (\$)	Fee Paid
-100= 0	/50=	round up to a whole number	x	= 0.00
		<b>3. TOTAL:</b>		
<b>CORRESPONDENCE ADDRESS</b>				
Direct all correspondence to:				
PATENT ADMINISTRATOR Proskauer Rose LLP 1001 Pennsylvania Avenue, N.W., Suite 400 Washington, D.C. 20004 Tel. No.: (202) 416-6800 Fax No.: (202) 416-6899 CUSTOMER NO: 61263				
<b>4. ADDITIONAL FEES</b> Large Entity      Small Entity				
Fee (\$)	Fee (\$)	Fee Description	Fee Paid	
130	65	Surcharge - late filing fee or oath		
50	25	Surcharge - late provisional filing fee or cover sheet		
130	130	Non-English specification		
2,520	2,520	Request for ex parte re-examination		
120	60	Extension for reply within 1 <sup>st</sup> mo.		
450	225	Extension for reply within 2 <sup>nd</sup> mo.		
1,020	510	Extension for reply within 3 <sup>rd</sup> mo.		
1,590	795	Extension for reply within 4 <sup>th</sup> mo.		
2,160	1,080	Extension for reply within 5 <sup>th</sup> mo.		
500	250	Notice of Appeal		
500	250	Filing a brief in support of an appeal		
1,000	500	Request for oral hearing		
400	0	Petitions to the Director		
180	180	Submission of IDS		
790	395	Filing a submission after final rejection (37 CFR 1.129(a))		
		For each additional invention to be examined (37 CFR 1.129(b))		
		100	100	Certificate of Correction for applicant's error
		130	65	Submission of Terminal Disclaimer
		Other fee (Specify)	Deficiency Charges	\$1,205.00
		Other fee (Specify)	<b>4. TOTAL:</b>	
<b>TOTAL AMOUNT SUBMITTED</b>				
(\$1,205.00)				
<b>SIGNATURE BLOCK</b>				
 Respectfully submitted, David W. Laub Attorney for the Applicant(s) Proskauer Rose LLP 1001 Pennsylvania Ave., N.W., #400 Washington, D.C. 20004				